CITY OF BUCKLEY, WASHINGTON

ORDINANCE NO. 27- 19

AN ORDINANCE OF THE CITY OF BUCKLEY, WASHINGTON, TRANSFERRING SURPLUS GAS UTILITY FUNDS TO THE CURRENT EXPENSE FUND; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, RCW 35.37.020 authorizes cities to transfer surplus utility funds from the natural gas utility fund to the current expense fund; and

WHEREAS, in 2014, the City sold its gas utility as authorized by public vote pursuant to Chapter 35.94 RCW, and the proceeds of that sale, as well as most of the money in the natural gas operations fund and all moneys remaining in the natural gas capital project fund, were declared surplus to the needs of the City's natural gas utility and transferred to the City's General Expense Fund through ORD No. 02-15; and

WHEREAS, due to a significant amount of delinquent accounts, the City elected to leave the natural gas operations fund open in order to collect and account for outstanding delinquent utility accounts; and

WHEREAS, the City did receive monies from outstanding delinquent accounts in 2018 which the City Council desires to declare surplus to the needs of the City's natural gas utility and be transferred to the City's General Expense Fund.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BUCKLEY, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. That the recitals above are hereby adopted by reference as the City Council's findings of fact, as if fully set forth herein. **$3,000.00** of the natural gas operations fund for the 2018 fiscal year is hereby transferred to the current expense fund.

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. Effective date. This ordinance or a summary thereof consisting of the title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after publication.

Introduced, passed, and approved this 26th day of November 2019.

Pat Johnson, Mayor

Attest:

Treva Percival MMC, City Clerk

APPROVED AS TO FORM:

Phil Olbrechts, City Attorney

Published: December 4, 2019
Effective: December 9, 2019